

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DOYLE TUCKER, an individual, )  
and NEVA TUCKER, an individual, )  
Plaintiffs, )  
v. ) 8:13CV367  
VICTOR PEREZ, an individual; )  
MARTIN D. MEYER, an individual; )  
JEFFERY J. MEYER, an individual; )  
MEYER BROTHERS, an entity )  
doing business on its own and doing )  
business as a number of other )  
companies; MARTIN JEFFERY )  
AND RANDALL MEYER, an entity )  
doing business as Meyer Brothers; )  
MF&R INC., a Nebraska )  
Corporation; GAVILON GROUP )  
LLC, a Delaware Company registered )  
to conduct business in Nebraska; )  
GAVILON LLC, a Delaware )  
Company registered to conduct )  
business in Nebraska; GAVILON )  
GRAIN, LLC, a Delaware Company )  
registered to conduct business in )  
Nebraska; MARUBENI AMERICA )  
CORPORATION; and FARM )  
BUREAU FINANCIAL SERVICES, )  
Defendants.  
And  
GAVILON GRAIN, LLC,  
Third-Party Plaintiff,

**ORDER**

v. )  
 )  
ART ANDERSON FARMS, INC., )  
 )  
Third-Party Defendant. )  
 )

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Pursuant to the parties' Stipulation of Voluntary Dismissal of defendants Gavilon Group LLC, Gavilon LLC, and Marubeni America Corporation (filing [110](#)) and Fed. R. Civ. P. 41,

IT IS ORDERED:

1. Plaintiffs' claims in this action against defendants Gavilon Group LLC, Gavilon LLC, and Marubeni America Corporation are dismissed, with each party to bear its or their own attorneys' fees and costs;
2. This order does not affect Plaintiffs' claims against other defendants, and such claims shall remain pending;
3. The motions for summary judgment filed by defendants Gavilon Group LLC and Gavilon LLC (filing [84](#)) and by defendant Marubeni America Corporation (filing [97](#)) are denied as moot; and
4. Judgment shall be withheld pending final determination of all remaining claims in this case.

DATED this 7<sup>th</sup> day of January, 2015.

BY THE COURT:  
*Richard G. Kopf*  
Senior United States District Judge